

THE EVENING HERALD.

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SHENANDOAH, PA., THURSDAY, JANUARY 4, 1894.

ONE CENT.



Study A Moment!
You are a business man, and need to straight forward business talk—facts—facts—facts. Your wife has been looking for a
Piano, Sewing Machine, Organ, Chamber Suit, Parlor Suit,
Or something else in our line. Why not buy it now. We are selling cheaper than ever.
J. P. WILLIAMS & SON

A JURY FOR BRIGGS

The Girardville Man is Now on Trial

FULL REPORT OF THE CASE

The Jury Was Completed Yesterday Afternoon—Mr. Breckons Opens the Case For the Commonwealth—Two Witnesses Called Before Adjournment of Court.

Special to EVENING HERALD.
POTTSVILLE, Jan. 4.—There was a strong belief last evening that unless the Commonwealth should put forth better evidence than that elicited from the first two witnesses the charge of murder against John Briggs will fall flat before the defense has a chance to open its case.

The testimony thus far adduced through Dr. Enterline and Councilman Stone is by no means such as will lead twelve jurymen to the conclusion that any man shall "hang by the neck until he is dead."

Thus far there has been a hazy sort of delivery on the part of the Commonwealth's witnesses. After the lawyers and witnesses are warmed up the aspect may change.

Briggs and Amour met and shook hands yesterday afternoon in the court room, after recess for the first time since the night of the riot.

After recess yesterday afternoon, ex-Chief Burgess James Smith was called as a juror.

Councilman Brumm objected to the manner in which the extra jurymen had been drawn. He claimed the names should have been put on slips of paper and then drawn from the jury wheel.

District Attorney Ryan offered to consent that the names be put in the wheel.

Judge Weidman directed that the names of the jurors be written on slips of paper and then drawn from the wheel, which was done and the first man called was George Kahn, of Pottsville.

In answer to Mr. Brumm, Clerk of the Court Shortall stated that the jurors were drawn by placing twenty slips in the box and having the name drawn by the Clerk of the Court and the Sheriff.

Mr. Brumm said he objected to the special venire because the residences of the jurymen were not noted on the list. The objection was overruled and after Mr. Brumm's exception had been noted Mr. Kahn was sworn as the twelfth juror.

The jury having been selected Mr. Brumm asked that the court reporter include all the opening addresses of counsel in his report and the court so directed.

C. E. Breckons, Esq., then opened for the Commonwealth. He said the indictment in the case charged John Briggs with the highest crime known to man, namely murder. The murder of one James Parfit. Under this indictment there are several degrees of murder of which the jury could convict or acquit the defendant at the bar. The Commonwealth proposed to leave to his Honor on the bench the task of expiating the different degrees of murder of which, under the indictment, the jury might find the accused guilty.

Continuing, Mr. Breckons said he only proposed to give the jury the cold and pure facts as they exist and as the Commonwealth expected to be able to prove to the jury. The facts, briefly stated, were, Mr. Breckons said, that the Schuylkill Traction Company, or at that time known as the Mahanoy City, Shenandoah, Girardville and Ashland Street Railway Company, operated a railroad from the borough of Shenandoah to Ashland and out to Locust Dale, and thence eastwardly to Mahanoy City. This road passed through Gilberton. The track was laid through the borough of Gilberton by and with the consent of the borough authorities of Gilberton, but on a street or a portion of a street which was not granted by the ordinance. In other words, the tracks were occupying a street, or portion of a street, in the borough of Gilberton which the ordinance did not give them a right to occupy. This fact was called to the attention of the railway company on several occasions and finally they received final notice that unless the track was removed from that portion of the street the borough authorities would remove the track themselves. The time of the notice was five days, and that time having elapsed, and the electric railway company having failed or neglected to attend to the notice and remove track as notified by the borough authorities, and after calling a meeting for the purpose, the Council decided to remove the track. On the night of August 21, 1893, the Borough Council, the Chief Burgess and Supervisor started to remove that portion of the track. They started in about half past five o'clock in the evening and continued until that portion of the track was entirely removed. At about 11 o'clock word having been carried to the railway authorities that their track had been torn up, the electric railway employees, or rather those in authority, gathered a number of men to go to the East ward of Gilberton to repair or relay the track. About 11 o'clock they gathered five, six or seven, at the outside, repairmen in their employ, together with three or four, and possibly five others, who were not repairmen, to see that the track was laid. At Girardville, where the expedition started, three or four rifles were placed on the car by Richard Amour, who occupied

a position of special officer for the railway company, and were distributed among the men on the car other than the repair men. Of those men, Briggs was one, so that the car leaving Girardville had on it six or seven repairmen, the motor man, Richard Amour, John Briggs, the defendant, and a man by the name of Weavill, and another by the name of Brown. At somewhere about 11 o'clock at night they arrived at the place where the tracks had been torn up. When they got there a large crowd, of course, had congregated not only to observe and watch the tearing up of the track, but by reason of having received information that the company was going to relay them. When the dinky arrived at Gilberton Mr. Amour got out of the car and was met by the president of the Town Council, John F. Reynolds, and Mr. Amour informed him that they had come there to relay the tracks. Mr. Reynolds made some reply and Mr. Amour returned to the car and brought out a rifle, cocked the rifle and pointed it in the direction of Mr. Reynolds; and another member of the Town Council stood side by side with Mr. Reynolds (this was Mr. Stone) and beside Amour stood Briggs, the defendant, also with a rifle. Briggs had his rifle pointed towards Stone. After considerable talk between Mr. Amour and Mr. Reynolds concerning the advisability of not attempting to relay the tracks that night, Mr. Reynolds said, if any rights had been infringed that that hour of night was not the proper one to settle the matter, that they should return to their homes and come back the next day, and if they had a right to relay the tracks the next day was the proper time. Mr. Amour remarked, "Yes, that is good advice, and we will do it," and returned to the car to go away; but the motor man, named Bonny, was missing and that delayed the return of the car for a few minutes. We will show, Mr. Breckons added, beyond any doubt, that up to this time not one hostile demonstration was made by any one in that crowd, except by what had been made by Amour and Briggs, and that was amicably settled, but there were boys who made some remarks. Briggs, after the controversy was settled, returned into the car. Some one in the crowd shouted "Where are the Girardville militia?" "The Home Guards?" John Briggs came out to the front of the car, rested the barrel of his rifle on the window sill and remarked, "Here, you ——" and fired his rifle. James Parfit, a young man 24 years of age, with one eye, fell to the ground, crawled away the best he could, and in a very short time was dead.

Upon the conclusion of Mr. Breckons' address to the jury Dr. J. H. Enterline was called and upon direct examination by District Attorney Ryan said he was a practicing physician at Mahanoy Plane and a deputy coroner. He was summoned after the riot to attend James Parfit and found him about dying. He was in a state of collapse. He died shortly after Dr. Enterline's arrival. When first seen Parfit was suffering from shock and was almost pulseless, apparently dead. The doctor found the mark of the bullet and made an examination of the wound. The bullet entered along side of the hip and passed out about 45 inches from the lower portion of the spine. Dr. Enterline made a post mortem examination the following day with Drs. Forrester, Marshall and Gillers. Where the bullet passed out there was a wound 1 1/2 inches and where it entered the wound was 1/2 inch in diameter. It took a downward course and made its exit about two inches to the right of the lower part of the spine. At the entrance the wound was clean cut, but at the exit it was more ragged. The bullet did not enter the intestinal cavity. The intestines were apparently uninjured. There was no abdominal injury.

Dr. Enterline described the course of the bullet upon his body before the jury and then Mr. Brumm took up the cross examination. After considerable examination regarding the entrance and exit of the bullet and the course it took through the body, as disclosed by the post mortem examination, Mr. Brumm asked:

"So far as the examination showed there was no essential vital point struck?"

"No, sir."

"Then the wound was not necessarily fatal?"

"Yes, sir; it was necessarily fatal?"

"Do you mean to swear that cutting through any part of the body would make that wound fatal?"

"No, sir."

"How was this, then?"

"Well, the man looked to me as though he had lost considerable blood."

"I am asking whether the wound in itself was necessarily fatal?"

"I would say to the best of my knowledge it was certainly fatal."

"Why?"

"We consider that if a part of a bone is shattered as that was it is too much for a man."

"Could that be necessarily so with all persons?"

"Well, I don't know."

After considerable cross-examination Mr. Brumm said, "I ask as to the wound itself, regardless of any other circumstance, was the wound itself fatal, not having passed through any vital point, if inflicted upon a healthy, sober person?"

"I think it was."

"Give us your reason?"

"I think a wound puncturing a man's body as that did and taking a course as it did, was necessarily too much of a shock."

"Then it was by reason of the shock?"

"Yes, sir."

(Continued on fourth page.)

SCHOOL BOARD MEETS.

Regular Monthly Meeting Held Last Night.

DR. SCHLUPAS' REQUEST.

The Board Grants Him Permission to Hold Night School in One of the School Rooms—Both the English and Lithuanian Languages Will be Taught.

A regular meeting of the School Board was held last evening, at which the following were present: Messrs. Conry, Hannan, O'Hara, Ogden, Lynch, Trues, Manley, Burke, Muldoon, Gallagher and Devitt.

Immediately after the meeting had been called to order, Dr. Schlupas was admitted and stated that he desired permission from the Board to open a night school in one of the school rooms. Both the English and Lithuanian languages will be taught. Permission was granted by the Board, with the proviso that the room be kept in as good condition as when placed under his charge.

A communication from County Superintendent Weiss was read, which created considerable discussion. It stated that some of the teachers from this town were negligent in their attendance at the County Institute, while others failed to make their appearance at all during the sessions of the institute. The board thought there was some mistake, and finally referred the matter to the Committee on Teachers and Salaries for investigation. It was also decided to withhold the salaries of those teachers named in the communication from the County Superintendent until the committee made their report.

Superintendent Whitaker reported the schools in excellent condition. He had no further report to make, he stated, as the school month does not end until to-day, when the report would be published. The superintendent recommended that the visiting day of teachers be discontinued, as the practice was being abused by the teachers, thus working detrimental to the interests of the schools. The recommendation of the superintendent was set upon favorably by the Board, and visiting days are now abolished during the present term at least. It has been customary to allow each teacher one day during the term for the purpose of visiting the different schools.

A vote of thanks was tendered the State Librarian, James Fadden, for books received from him and presented to the Shenandoah District Librarian.

The Board adjourned to meet again at the call of the President.

Beautiful Pictures.

Next week we propose to present our readers with one of the handsomest art books that has ever been published. It is "Masterpieces from the Art Galleries of the World," and is a collection of reproductions of the best pictures of the most popular artists the world over. These fine half-tone photo engravings are made from photographs taken directly from these paintings, and judges who have seen them say that they are art treasures. There will be a coupon printed on our first page every evening, and six of these coupons with ten cents will entitle you to the first part, containing fifteen of these fine engravings and a page of descriptive matter of the pictures and artists. How can we afford this? We want more readers and are willing to buy them. We believe that many people who do not take this paper, or who take it only occasionally, may be induced in this way to become regular subscribers. It should help us with our old friends. They will be pleased with these books, they will thank us for what we are doing, and they will help to bring more into the fold. That is worth spending some money for. If

Married Last Evening.

Robert Patterson and Miss Edith Devitt, both of town, were married last evening at the residence of the bride, on South West street. Rev. D. T. Evans, of the Welsh Baptist church, officiated. The ceremony was of a private character, none but the relatives of the contracting parties being present. The latter were the recipients of many costly presents. Mr. and Mrs. Patterson will go to housekeeping immediately at 310 South West street. They have the best wishes of a large circle of friends over a happy and prosperous future.

Special low prices to all in watches, jewelry and silverware at Holderman's, corner Main and Lloyd streets. 12-27-if

The Soldiers' Monument

One more effort is to be made to push the Soldiers' Monument project along and the committee will meet for that purpose in Refowick's hall on Friday, 12th inst, at 8 p. m.

Papers Wanted.

In order to complete files four copies of the EVENING HERALD of September 26th, October 21st, 28th, and December 9th, 1893, are wanted. Address, HERALD office, Shenandoah, Pa.

Married.

WALKER CHALMERS.—January 2, 1894, at the residence of William Chalmers, by Rev. Ephraim Potts, Mr. Leonard S. Walker and Miss Barbara G. Chalmers, both of Wm. Penn.

PERSONAL.

Major Finney returned from Harrisburg last evening.

B. G. Hess and wife visited friends in Pottsville to-day.

George W. Boddall transacted business in Pottsville to-day.

"Nick" Brownmiller, of Pottsville, was a visitor to town to-day.

Mr. and Mrs. Meade Peters took in the sights of the county seat to-day.

Martin Galvin and Special Officer Alex were seen together in Pottsville to-day.

Harry E. Bowman returned to his home this morning.

Mrs. D. B. Boddall came up from Wm. Penn this morning to visit friends.

Fred Grubler returned to Muhlenburg college at Allentown to-day.

James Bailey, of Pottsville, spent yesterday in town.

S. L. Brown, John Lawson, Edward Danks and Robert Lawson visited Girardville last evening.

Wm. P. Webster, the general manager of "O'Donnell's Neighbors," paid our attention a pleasant visit yesterday afternoon.

Maddox & Lowery, the song and dance team, have signed with the Barron show for the coming season.

Ed Johnson, an employe of the HERALD, had one of his fingers smashed in a press yesterday afternoon.

George Patterson, of Lowtown, came down to see the people of our bustling borough yesterday.

James Patterson and Jesse English visited Wm. Penn last evening, where they were rehearsing for the P. O. S. of A. entertainment at the latter place.

Court Chronicals.

In the case of Mrs. Amanda Thomas against Daniel Newcenter for keeping a gambling house the Grand Jury ignored the bill. In the case of Mrs. Thomas against Daniel Newcenter for selling liquor on Sunday the Grand Jury ignored the bill. Costs in both cases were put on Mrs. Thomas.

Hon. John W. Ryan appeared before Judge Weidman at 3 o'clock this afternoon and stated that in the Thomas Newcenter cases the chairman of the Grand Jury refused to allow Mrs. Thomas to tell her story. Judge Weidman directed that the case go back to the jury and Mrs. Thomas' story be heard. The names of several witnesses were called but failed to respond. Attachments were issued.

USE WELLS' LAUNDRY BLUE, the best bluing for laundry use. Each package makes two quarts. 15c. Sold by Cockey Iron.

PENCIL POINTS.

"O'Donnell's Neighbors" drew a big house last evening and the audience went away well pleased.

A new front is being put in Cowlett's grocery.

John A. Titman was using the borough hose yesterday in having the drain on his property cleaned out.

The Citizens' primaries will probably be held next week.

"The Trolley System" is being billed to-day.

Your children are liable to Croup, Colds, Sore Throat, Whooping Cough, and other ailments. Prompt treatment gives many annuals little sufferers. Try Par-Tin Cough and Consumption Cure. It is sold by all druggists. 25c. Sold at P. M. Kettner's drug store.

For Business Men and Societies.

The HERALD has secured the right to use the Maletta patent writing tablet covers, with reversible blotter, the only blotter tablet cover constructed which turns under the tablet. This is specially adapted for letter and note heads, bill heads, statements, etc., and will be placed on stationery free for the balance of 1893. Any one interested will please call and examine the handy device, at the HERALD office.

Death of an Old Citizen.

Henry Muldoon, Sr., died this morning at his late residence on West Centre street, at the ripe old age of 74 years. Four sons survive him, Henry J., Patrick, Edward and Michael. The funeral will take place on Monday morning.

Buy Keystone floor. Be sure that the name LEMBO & BARR, Ashland, Pa., is printed on every sack. 3-3-Star

Citizens' Committee.

A meeting of the Citizens' Standing Committee will be held in McKelvey's Cafe on Friday evening, January 5, at 8:00 o'clock. A full attendance of committee requested. By order of H. C. Foyner, Chairman.

There is Cheese.

And cheese, but it is seldom you get hold of a good one. We lately got hold of a brand which is the finest we ever saw. Rich and soft; mild, yet tasty enough for lovers of a sharp one. Try it.

Graf's
122 North Jardin Street

1894.
We begin this new year with an immense Clearing Sale! In Dress Goods. Come and see our windows. No two prices. Every piece bears the mark of reduction price; will be sold at such prices only.

It is acknowledged by most of the ladies now that P. N. CORSET is the best.
Max Schmidt,
116-118 North Main Street, - Shenandoah, Pa.

GIRVIN'S.

This is the season to do your fancy work. Perhaps you will need some gold or silver paint. Come to us and get the best. We sell Arustine's paint. It took first premium at the World's Fair.

We are selling Odds and Ends in Plush Goods at reduced figures which will close them out quickly. Come soon. Nickle cover Teapots are the cheapest and none better. Marble enameled kitchen utensils. Try a piece. Sugar bowls from 5c up. Best market baskets ever made 50 cents.

No. 8 South Main Street.

RELIABLE - HAND - LAUNDRY.

139 South Main Street, Shenandoah, Pa.
All work guaranteed to be first-class in every respect. We respectfully solicit a share of your patronage. Goods called for and delivered. Silk ties and Lace Curtains a specialty.

For a Neat and Clean SHAVE!

GO TO
CHAS. DERR'S SHAVING PARLOR,
PENGURSON HOUSE BLOCK.
Everything in the toiletary line done in first class style. Everything neat and clean.

Reduced:

Minnesota "Daisy" Flour,
To \$4.50 Per Barrel.

High Grade Roller Flour,
To \$3.90 Per Barrel.

Roller Family Flour,
To \$3.50 Per Barrel.

Our Stock of Groceries

For the Holiday Trade

Is full and complete.

Nuts, Candles and Fruits.

FLORIDA ORANGES—

Large, Fresh and Sweet.

We Receive Fresh CREAMERY BUTTER
Every other day.

AT KEITER'S.